

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIRST DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

-

WRIT PETITION NO : 13215 of 2005

Between:

D.Srirama Murthy, s/o Garataiah,
R/o Quarter No.I.P-23, Erramanzil Colony, Hyderabad-82.

..... PETITIONER

AND

- 1 The Government of Andhra Pradesh rep., by its Principal Secretary,
Department of Transport, Roads & Buildings, Secretariat, Hyderabad.
- 2 The District Collector, Station Road, Nampally, Hyderabad.
- 3 The Estate Officer, o/o Superintendent Engineer (R&B) Headquarter Circle,
Near:Meera Talkies, Lakdikapool, Hyderabad.
- 4 The Chief Engineer (R&B) Buildings, Erramanzil, Hyderabad-82.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of writ of mandamus directing the respondents to consider alienating of the quarter No.I.P-23, Erramanzil Colony, Hyderabad-82, which the petitioner is residing, in his favour as was done in other cases with respect to other government employee.

Counsel for the Petitioner: MR.P.PRABHAKAR RAO

Counsel for the Respondents: GP FOR ROADS & BUILDINGS

The Court made the following:

ORDER:

This writ petition is filed seeking a writ of Mandamus directing the respondents to consider alienation of quarter No.IP-23, Erramanzil Colony, Hyderabad, wherein the petitioner is residing, in favour of the petitioner.

It is stated that the petitioner worked in Irrigation GSPW Workshop and Stores Department, Mint Compound, Hyderabad and retired from service in February, 2005. While he was in service, he was allotted the subject quarter as per the privileges available to the Government employees. It is stated that in some cases, the Government quarters were sold to the occupants and therefore he has come up with the present writ petition seeking a direction to the respondent to frame a scheme and alienate the residential quarter in his favour which is in his occupation.

At the time of hearing, when the learned counsel for the petitioner was asked whether the petitioner has got any legal right under which

he can seek such a relief, he was unable to specify that the petitioner has got any right which could be enforced by issuing a writ of Mandamus or any other writ.

When the petitioner has got no legal right to seek the relief as sought for in the present writ petition, the writ petition itself is not maintainable and the same is accordingly dismissed. No costs.

21.06.2005

VGB

To

1 The Principal Secretary, Government of Andhra Pradesh

Department of Transport, Roads & Buildings, Secretariat, Hyderabad.

2 The District Collector, Station Road, Nampally, Hyderabad.

3 The Estate Officer, o/o Superintendent Engineer (R&B) Headquarter Circle,

Near: Meera Talkies, Lakdikapool, Hyderabad.

4 The Chief Engineer (R&B) Buildings, Erramanzil, Hyderabad-82.

5 2CCs to the Government Pleader for Roads and Buildings, High Court

Buildings, Hyderabad (OUT).

6 2CD copies.